

1 RENE L. VALLADARES
Federal Public Defender
2 State Bar No. 11479
3 KEISHA K. MATTHEWS
Assistant Federal Public Defender
4 411 E. Bonneville, Ste. 250
Las Vegas, Nevada 89101
5 (702) 388-6577/Phone
Keisha_Matthews@fd.org
6 Attorney for Michael Anthony Mata

7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
MICHAEL ANTONY MATA,
14 Defendant.

Case No. 2:22-mj-928-BNW

**JOINT STATUS REPORT AND
STIPULATION TO CLOSE CASE**

15
16 IT IS HEREBY STIPULATED AND AGREED, by and between
17 Jason M. Frierson, United States Attorney, and Randolph J. St. Clair, Assistant
18 United States Attorney, counsel for the United States of America, and Rene L.
19 Valladares, Federal Public Defender, and Keisha K. Matthews, Assistant Federal
20 Public Defender, counsel for Michael Anthony Mata, that the remaining term of
21 unsupervised probation be terminated, all property confiscated at the time of
22 arrest be returned, and the above-captioned matter be closed.

23 This Stipulation is entered into for the following reasons:

24 1. On October 11, 2023, Mr. Mata entered into a Petty Offense Plea
25 Agreement with the United States in which he agreed to plead guilty to Count One
26

1 of the Complaint, Operating a Motor Vehicle while Under the Influence of Alcohol
2 in violation of 36 C.F.R. § 4.23(a)(1), a Class B misdemeanor. *See* ECF No. 19.

3 2. The parties agreed to recommend that Mr. Mata be sentenced to one
4 year of unsupervised probation with the following special conditions: (i) pay a \$500
5 fine and a mandatory \$10 penalty assessment; (ii) attend and complete the Lower
6 Court Counseling's DUI and Victim Impact Panel; (iii) complete an 8-hour Drug
7 and Alcohol Awareness course and (iv) not violate any local, state, or federal laws
8 for a period of six (6) months.

9 3. On October 11, 2023, this Court sentenced Mr. Mata pursuant to the
10 parties' plea agreement.

11 4. Since commencing his term of unsupervised probation, Mr. Mata has
12 successfully completed conditions (i), (ii), and (iv).

13 5. The parties have agreed to recommend the Court waive the
14 completion of the 8-hour Drug and Alcohol Awareness course as a requirement for
15 satisfaction of the plea agreement.

16 6. The parties agree to jointly move to allow Mr. Mata to withdraw his
17 plea of guilty to Count 1- Operating a Motor Vehicle while Under the Influence of
18 Alcohol in violation of 36 C.F.R. § 4.23(a)(1).

19 7. The government hereby moves, pursuant to the plea agreement to
20 amend Count 1 of the Complaint to a charge of Reckless Driving, a violation of Title 36
21 C.F.R. § 4.2(b) and NRS 484B.653.

22 8. Mr. Mata hereby pleads guilty to the amended Count 1 of the
23 Complaint.

24 9. The parties jointly request that the original sentence be applied to the
25 Reckless Driving conviction.
26

1 10. Considering Mr. Mata has successfully completed the above terms
2 and conditions of his sentence, the parties jointly request that the remaining term
3 of unsupervised probation be terminated, and the above-captioned matter be
4 closed.

5
6 DATED this 24th day of April 2024.

7
8 RENE L. VALLADARES
9 Federal Public Defender

 JASON M. FRIERSON
 United States Attorney

10 */s/ Keisha K. Matthews*
11 By _____
12 KEISHA K. MATTHEWS
 Assistant Federal Public Defender

/s/ Randolph J. St. Clair
 By _____
 RANDOLPH J. ST. CLAIR
 Assistant United States Attorney

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,
4 Plaintiff,
5 v.
6 MICHAEL ANTHONY MATA,
7 Defendant.
8

Case No. 2:22-mj-927-BNW

ORDER

9
10 Based on the pending Stipulation of counsel, and good cause appearing
11 therefore, the Court finds that:

12 1. Mr. Mata has successfully completed the terms and conditions of his
13 sentence.

14 **ORDER**

15 IT IS HEREBY ORDERED that the completion of the 8-hour Drug and
16 Alcohol Awareness course is waived.

17 IT IS FURTHER ORDERED that Mr. Mata's request to withdraw his guilty plea
18 to Operating a Motor Vehicle while Under the Influence of Alcohol is GRANTED.
19

20 IT IS FURTHER ORDERED that the government's request to amend Count One
21 of the Complaint to a charge of Reckless Driving, a violation of 36 CFR § 4.2 and NRS
22 484B.653, a misdemeanor, is GRANTED.

23 IT IS FURTHER ORDERED that the Court accepts Mr. Mata's guilty plea to the
24 amended Count 1 of the Complaint – Reckless Driving, a violation of 36 CFR § 4.2 and
25 NRS 484B.653, a misdemeanor.
26

1 IT IS FURTHER ORDERED that the original sentence be applied to the amended
2 Count 1 of the Complaint.

3 IT IS FURTHER ORDERED that because Mr. Mata has completed all terms and
4 conditions of his sentence and unsupervised probation, this case be closed.
5

6 DATED this 26 day of April 2024.

7
8 
9 UNITED STATES MAGISTRATE JUDGE